

TOWNSEND and TOWNSEND and CREW LLP  
Two Embarcadero Center, 8<sup>th</sup> Floor  
San Francisco, California 94111-3834  
(415) 576-0200

In re application of: Mitterer et al.

Application No.: 09/367,459

Filed: August 13, 1999

Group Art Unit:

For: A METHOD FOR PURIFYING FACTOR vWF-  
COMPLEX BY MEANS OF CATION EXCHANGE  
CHROMATOGRAPHY

THE ASSISTANT COMMISSIONER FOR PATENTS  
U.S. Patent and Trademark Office  
Washington, D.C. 20231



532 Rec'd  
Attorney Docket No. 20695D-000100US  
Client Ref No. US 196

25 SEP 2000

Date: September 20, 2000

I hereby certify that this is being deposited with the United States  
Postal Service as first class mail in an envelope addressed to:

Assistant Commissioner for Patents  
Washington, D.C. 20231

Signed:

*Connie Larson*  
Connie Larson

Sir:

Transmitted herewith is a Revocation and Substitution of Power of Attorney Under 37 CFR §1.36 in the above-identified application.

- [X] Also attached is a Certificate Under 37 CFR §3.73(b).  
[ ] A verified statement to establish small entity status under 37 CFR 1.9 and 1.27 is enclosed.  
[X] Also attached is a copy of an executed Assignment.  
[X] Also attached is a Special Authorization.  
[X] Also attached is a Communication regarding Application No. 09/423,781.

If any extension of time is needed, then this response should be considered a petition therefor.  
The filing fee has been calculated as shown below:

(Col. 1)	(Col. 2)	(Col. 3)	(Col. 4)	(Col. 5)
	CLAIMS REMAINING AFTER AMENDMENT		HIGHEST NO. PREVIOUSLY PAID FOR	PRESENT EXTRA
TOTAL	*	MINUS	** 20	= 0
INDEP.	*	MINUS	*** 3	= 0
[ ] FIRST PRESENTATION OF MULTIPLE DEP. CLAIM				

SMALL ENTITY		OR	OTHER THAN SMALL ENTITY	
RATE	ADDIT. FEE		RATE	ADDIT. FEE
x \$9.00 =	\$0.00		x \$18.00 =	
x \$39.00 =	\$0.00		x \$78.00 =	
+ \$130.00 =			+ \$260.00 =	
TOTAL ADDIT. FEE	\$0.00	OR	TOTAL	

- \* If the entry in Col. 1 is less than the entry in Col. 2, write "0" in Col. 3.  
\*\* If the "Highest Number Previously Paid For" IN THIS SPACE is less than 20, write "20" in this space.  
\*\*\* If the "Highest Number Previously Paid For" IN THIS SPACE is less than 3, then write "3" in this space. The "Highest Number Previously Paid For" (Total or Independent) is the highest number found from the equivalent box in Col. 1 of a prior amendment or the number of claims originally filed.

[X] No fee is due.

Please charge Deposit Account No. 20-1430 as follows:

- [ ] Claims fee  
[X] Any additional fees associated with this paper or during the pendency of this application.

NO extra copies of this sheet are enclosed.

TOWNSEND and TOWNSEND and CREW LLP

*Scott L. Ausenhus*  
Scott L. Ausenhus, Reg. No.: 42,271  
Attorneys for Applicant

NOT in system

40 Rec'd PCT/PTO 2 5 SEP 2000

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to:

PATENT

TTC Dckt. No.: 20695D-000200US

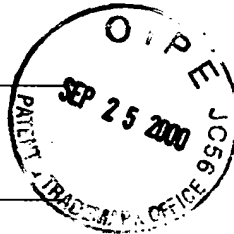
Client Reference No. US 196

Assistant Commissioner for Patents  
U. S. Patent and Trademark Office  
Washington, D.C. 20231

on Sept. 20, 2000

TOWNSEND and TOWNSEND and CREW LLP

By Connie Larson  
Connie Larson



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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Mitterer et al.

Application No.: 09/423,781

Filed: August 13, 1999 (filing date of original application, 09/367,459)

November 12, 1999 (filing date of petition)

For: **A METHOD FOR PURIFYING  
FACTOR vWF-COMPLEX BY  
MEANS OF CATION EXCHANGE  
CHROMATOGRAPHY**

Examiner: Unknown

Art Unit: Unknown

COMMUNICATION

RECEIVED

11 OCT 2000

Legal Staff  
International Division

RECEIVED  
SEP 28 2000  
O I P E / J C W S

Box PCT

Attn: Cynthia Katz, Legal Department  
Assistant Commissioner for Patents  
U. S. Patent and Trademark Office  
Washington, D.C. 20231

Dear Ms. Katz:

As we recently discussed, the above-referenced application (the '781 application) is based upon a petition for a filing date filed by the current attorneys of record when it appeared that the U.S. Patent Office had no record of an earlier-filed original patent application having application number 09/367,459, filed August 13, 1999 (the '459 application). Eventually, however, the U.S. Patent Office acknowledged receipt of the '459 application. Unfortunately, in the meantime, the Patent Office treated the application filed with the petition as a new

application, i.e., the subject application 09/423,731. Thus, as we discussed, the identical case is currently pending as two separate applications in the U.S. Patent Office.

You indicated during our phone conversation that intent of the PCT Legal Department was to resolve this situation by simply consolidating the '781 application with the originally-filed application (i.e., the '459 application). Attached herewith is a Revocation and Substitution Power of Attorney appointing me as an attorney of record in the '459 application. In view of such appointment and our discussions, I request that you please consolidate the '731 application with the '459 application so that all subsequent prosecution will occur with the '459 application.

Please direct any final correspondence regarding the '781 application to me at the address below.

Respectfully submitted,



Scott L. Ausenhuis  
Reg. No. 42,271

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